

CONFERENCE COMMITTEE REPORT DIGEST FOR ESB 372

Citations Affected: IC 13-11-2; IC 13-15-4-1; IC 13-20.

Synopsis: Special waste and industrial waste. Eliminates the designation of certain waste as special waste. Defines industrial waste and establishes standards for the disposal of industrial waste. Requires that industrial waste must be disposed of at a solid waste landfill cell or unit that meets certain requirements of federal law unless: (1) the department of environmental management issues a permit providing otherwise; or (2) the industrial waste is generated by a generator that generates not more than 220 pounds of industrial waste per month and is disposed of at a state permitted landfill or waste-to-energy facility. Requires a generator of industrial waste to perform an appropriate waste determination. Requires a generator of industrial waste to notify the landfill that the industrial waste is not hazardous waste and inform the landfill of any special handling requirements. Provides interim standards for the disposal of waste formerly classified as special waste. Provides that a transfer station may not accept industrial waste unless the transfer station is permitted by the department of environmental management to accept the waste. Directs the solid waste management board to adopt rules before July 1, 2001, to reflect the elimination of references in the Indiana code to special waste and the addition of references to industrial waste. (This conference committee report: (1) removes language from the definition of industrial waste concerning industrial waste generated by certain small quantity generators and replaces it with language in the new industrial waste law concerning industrial waste generated by generators that generate not more than 220 pounds of industrial waste per month; (2) removes language that requires that a department registered engineer must approve any changes to plans and specifications for construction, installation, or modification with respect to water, sewage, or wastewater systems if the plans were prepared by a registered engineer; and (3) removes language that requires generators of industrial waste to document that the generators have made a waste determination and replaces it with language that requires the generators to perform a waste determination.)

Effective: July 1, 2000.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 372 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Page 1, delete lines 13 through 17.
 - 2 Page 2, delete lines 1 through 6.
 - 3 Page 4, delete lines 24 through 42.
 - 4 Page 5, delete lines 1 through 18.
 - 5 Page 6, line 18, delete "subsection (b)," and insert **"subsections**
 - 6 **(b) and (c),"**.
 - 7 Page 6, between lines 26 and 27, begin a new paragraph and
 - 8 insert:
 - 9 **"(c) A generator of industrial waste that generates not more**
 - 10 **than two hundred twenty (220) pounds of industrial waste per**
 - 11 **month:**
 - 12 **(1) is not subject to the requirements of sections 4, 5, and 6**
 - 13 **of this chapter; and**
 - 14 **(2) may dispose of the industrial waste in a state permitted**
 - 15 **landfill or state permitted waste-to-energy facility."**
 - 16 Page 6, line 27, delete "document that it".
 - 17 Page 6, line 28, delete "has made" and insert **"perform"**.
 - 18 Page 6, line 33, after "Sec" insert **"."**.
 - 19 Page 7, line 18, delete "department".
 - 20 Page 7, line 19, delete "of environmental management" and insert
 - 21 **"solid waste management board"**.
 - 22 Renumber all SECTIONS consecutively.
- (Reference is to ESB 372 as reprinted February 24, 2000.)

Conference Committee Report
on
Engrossed Senate Bill 372

Signed by:

Senator Riegsecker
Chairperson

Representative Sturtz

Senator Lewis

Representative Wolkins

Senate Conferees

House Conferees